

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

EBEN ALEXANDER, III, M.D.

Plaintiff,

v.

BRIGHAM AND WOMEN'S PHYSICIANS
ORGANIZATION, INC., successor to
Brigham Surgical Group Foundation, Inc.,
BOSTON NEUROSURGICAL FOUNDATION)
INC., BRIGHAM SURGICAL GROUP)
FOUNDATION, INC. DEFERRED)
COMPENSATION PLAN, BRIGHAM)
SURGICAL GROUP FOUNDATION, INC.)
FACULTY RETIREMENT BENEFIT)
PLAN, COMMITTEE ON COMPENSATION)
OF THE BRIGHAM SURGICAL GROUP)
FOUNDATION, INC., and)
PETER BLACK, M.D.)

Defendants.

Case No. 04-10738-MLW

JOINT STATUS REPORT

Pursuant to the Court's Order dated February 6, 2006, the parties hereby respectfully submit this Joint Status Report. The parties reserve the right to supplement and/or modify this status report prior to trial.

Settlement

The parties state that they have conferred about settlement, but were unable to reach a mutually agreeable resolution to this matter.

Witnesses to Be Called at Trial

Plaintiff may call the following witnesses at trial: Dr. Eben Alexander; Dr. Eric

Woodard, New England Baptist Hospital, Boston, Massachusetts, 617-754-6576; and Professor Norman Stein, 1600 Forest Lake Drive, Tuscaloosa, Alabama, 205-348-1136.

Defendants may call the following witnesses at trial: Dr. John Mannick, Brigham and Women's Hospital, Boston, Massachusetts, 617-723-6820; Mr. Kenneth Holmes, Massachusetts Ear and Eye Infirmary Associates, Inc., Boston, Massachusetts, 617-573-6950; Mr. Michael Jackson, Brigham and Women's Physicians Organization, Inc., Boston, Massachusetts, 617-713-2232; Mr. Stephen Sadowski, ECG Management Consultants, Inc., Boston, Massachusetts, 617-227-0100; and Mr. Louis Hamel, Winchester, Massachusetts, 781-721-6942.

Length of Trial

The parties expect the trial to last two days.

Additional Stipulations of Fact

The parties have been unable to agree on additional stipulations of fact. In the event the parties reach any further stipulations, they will be submitted to the Court at the pretrial conference or as soon as practicable prior to trial.

Plaintiff,

By his attorneys,

/s/ Colleen C. Cook

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Colleen C. Cook (BBO No. 636359)
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Dated: April 20, 2006

Respectfully submitted,

Defendants,

By their attorneys,

/s/ Laurie Drew Hubbard

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